

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

SHANNON CLEMMONS,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:08-cv-00811
)	
RON SMITH;)	Senior Judge John T. Nixon
SMITH MANAGEMENT PARTNERS, LLC;)	Magistrate Judge Juliet E. Griffin
PRECIOUS MOMENTS COMPANY, INC.;)	
and PRECIOUS MOMENTS FAMILY OF)	
COMPANIES, INC.,)	
)	
Defendants.)	

**AGREED ORDER DISSOLVING AND VACATING THE TEMPORARY
RESTRAINING ORDER ENTERED ON AUGUST 27, 2008**

This case is before the Court on Defendants' emergency motions to dissolve [Docket Nos. 15 and 27] the Temporary Restraining Order entered on August 27, 2008 [Docket No. 10]. As evidenced by the signature of the parties' counsel, the parties agree and consent and the Court hereby ORDERS:

1. The Temporary Restraining Order entered on August 27, 2008 is hereby dissolved and vacated;
2. The \$5,000 bond posted by Plaintiff shall be returned;
3. Plaintiff's Motion for Preliminary Injunction [Docket No. 5] is withdrawn and the hearing scheduled for September 11, 2008 at 11:00 a.m. is cancelled;
4. In accordance with the Local Rules, the parties will submit a proposed scheduling order within five days of the entry of this order setting this case for trial in ninety days or as soon thereafter as the Court's docket permits; and
5. Nothing in this order should be construed to waive, limit any rights, claims, remedies or defenses.

IT IS SO ORDERED.

DATED this 2nd day of September, 2008.


UNITED STATES DISTRICT JUDGE

AGREED TO AND APPROVED FOR ENTRY BY:

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